

1 TRINETTE G. KENT (State Bar No. 222020)

10645 North Tatum Blvd., Suite 200-192

2 Phoenix, AZ 85028

3 Telephone: (480) 247-9644

Facsimile: (480) 717-4781

4 E-mail: tkent@lemborglaw.com

Of Counsel to

5 Lemberg Law, LLC

A Connecticut Law Firm

6 1100 Summer Street

7 Stamford, CT 06905

Attorneys for Plaintiff Kathryn Diffenderfer

8 Damian P. Richard, Esq. (SBN 262805)

9 SESSIONS, FISHMAN, NATHAN & ISRAEL, L.L.P.

1545 Hotel Circle South, Suite 150

10 San Diego, CA 92108

11 Telephone: 619/758-1891

Facsimile: 619/296-2013

12 drichard@sessions.legal

Attorneys for FMS Investment Corp.

13 (erroneously sued as Financial Management Systems, Inc.)

14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

16 Kathryn Diffenderfer,

17 Plaintiff,

18 vs.

19 Financial Management Systems, Inc,

20 Defendant.

Case No.: 3:15-cv-03811-CRB

**STIPULATION FOR DISMISSAL
OF CERTAIN CLAIMS; ORDER
THEREON**

1 IT IS HEREBY STIPULATED by and between counsel for plaintiff Kathryn
 2 Diffenderfer and defendant FMS Investment Corp. (erroneously sued as Financial
 3 Management Systems, Inc.), that plaintiff Kathryn Diffenderfer's claims against FMS
 4 Investment Corp. for alleged violations of the Fair Debt Collection Practices Act, 15
 5 U.S.C. § 1692, et seq., and Rosenthal Fair Debt Collection Practices Act, Cal. Civ.
 6 Code § 1788, et seq., shall be dismissed pursuant to Federal Rule of Civil Procedure,
 7 Rule 41(a)(1). Each party is to bear its own attorneys' fees and costs as to these two
 8 claims. This stipulation does not affect Plaintiff's remaining claims under the
 9 Telephone Consumer Protection Act, 47 U.S.C. § 227, et seq.

10 Dated: November 24, 2015

By: /s/ Damian P. Richard

11 Damian P. Richard, Esq.
 12 Sessions, Fishman, Nathan & Israel, LLP
 13 1545 Hotel Circle South, Suite 150
 14 San Diego, CA 92108
 drichard@sessions.legal
 Attorney for Defendant,
 Financial Management Systems, Inc.

15 Dated: November 24, 2015

By: /s/ Trinette G. Kent

16 Trinette G. Kent, Esq.
 17 Lemberg Law, LLC
 18 10645 North Tatum Blvd.
 Suite 200-192
 19 Phoenix, AZ 85028
 tkent@lemborglaw.com
 20 Attorney for Plaintiff,
 Kathryn Diffenderfer
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ORDER

Based on the parties' stipulation and for good cause shown, plaintiff Kathryn Diffenderfer's claims against FMS Investment Corp. for alleged violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, et seq., and Rosenthal Fair Debt Collection Practices Act, Cal. Civ. Code § 1788, et seq., are hereby dismissed pursuant to Federal Rule of Civil Procedure, Rule 41(a)(1). Each party is to bear its own attorneys' fees and costs as to these two claims.

Dated: November 25th, 2015.



U.S. District Court Judge